



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: E. Marlowe Goble et al.
Serial No.: 10/090,293
Filing Date: 03/04/2002
Title: METHOD AND APPARATUS FOR SPINE
JOINT REPLACEMENT

Group Art Unit: 3738
Attorney's Docket No.: MED-3

"EXPRESS MAIL" MAILING LABEL NUMBER ET916543049US

DATE OF DEPOSIT September 4, 2002

Box Missing Parts
Assistant Commissioner for Patents
Washington, DC 20231

I HEREBY CERTIFY THAT THIS PAPER OR FEE IS BEING DEPOSITED
WITH THE UNITED STATES POSTAL SERVICE "EXPRESS MAIL POST
OFFICE TO ADDRESSEE" SERVICE UNDER 37 CFR 1.10 ON THE
DATE INDICATED ABOVE AND IS ADDRESSED TO THE ASSISTANT
COMMISSIONER FOR PATENTS, WASHINGTON, D.C. 20231.

James A. Sheridan
(PERSON MAILING)

Sir:

James A. Sheridan 9/4/02
(SIGNATURE)

RESPONSE TO OUTSTANDING NOTICE TO FILE MISSING PARTS OF
NONPROVISIONAL APPLICATION - FILING DATE GRANTED

In response to the outstanding NOTICE TO FILE MISSING PARTS
OF NONPROVISIONAL APPLICATION - FILING DATE GRANTED, Applicants
hereby respectfully submit the following:

(1) a DECLARATION AND POWER OF ATTORNEY document listing
the names of each of the inventors, specifically identifying the
application by serial number and filing date, and signed by the
inventors, E. Marlowe Goble, T. Wade Fallin and Robert W. Hoy;

(2) a substitute set of drawings for the application, with
appropriate margins in compliance with 37 CFR 1.84;

MED-3

204060" E620600T

(3) one (1) check in the amount of \$65.00 to cover the surcharge for the late filing of the Declaration, this charge having been calculated on the basis of Small Entity status; and

(4) a duplicate copy of the NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION - FILING DATE GRANTED, as requested in the Notice.

In the event that any additional fees may be required to be paid in connection with this submission, please charge the same, or credit any overpayment, to Deposit Account No. 16-0221.

A duplicate copy of this RESPONSE TO OUTSTANDING NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION - FILING DATE GRANTED is enclosed for the convenience of the Patent and Trademark Office.

Respectfully submitted,

James A. Sheridan 9/4/02

James A. Sheridan

Registration No. 43,114

Pandiscio & Pandiscio

470 Totten Pond Road

Waltham, MA 02451-1914

Tel. No. (781) 290-0060

PS/MED3.RES

MED-3

204060" E620600T